IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.21755 OF 2001

Between:

Smt. Yellamma

.... PETITIONER

AND

The Superintendent of Police,
Mahaboobnagar, Mahaboobnagar
District and another.

....RESPONDENTS

THE HON'BLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION No.21755 OF 2001

O R D E R

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This writ petition is filed questioning the inaction on the part of the respondents in investigating in to the complaint lodged by the petitioner under Section 3(x) of the S.C., and S.T. (Prevention of Atrocities) Act, 1989.

In the counter-affidavit filed by second respondent it is alleged that on 20.05.2000 Assistant Superintendent of Police, Wanaparty, along with Circle Inspector of Police and Sub-Inspector of Police of Addakal visited the scene of offence and examined the complainant and other local persons and recorded their statements under Section 161 Cr.P.C. and filed a final report before the Court after serving notice on the petitioner on 21.05.2000. No reply-affidavit is filed by the petitioner disputing the said fact.

In view of the averment in the counter-affidavit filed by the second respondent, the remedy of the petitioner, if any, is to file an objection petition before the concerned Magistrate or to file a private complaint, but she cannot by complaining inaction on the part of the respondents seek any direction from this Court to the respondents. Therefore, granting liberty to the petitioner to see the remedies available to her under Criminal Procedure Code, the writ petition is dismissed. No costs.

JUSTICE C.Y.SOMAYAJULU

28th NOVEMBER, 2007

PGS

THE HONOURABLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION No.21755 OF 2001

28TH NOVEMBER, 2007